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SECTION BUR.

2009 DEC -8 P 6:54

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DEC 11 2009

Federal Communications Commission
Office of the Secretary

Jeanne.Shearer@windstream.com

December 3, 2009

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW - Lobby Level
Washington, D.C. 20554

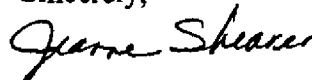
Re: Section 63.71 Application of D&E Networks, Inc., ("D&E"), FRN 11583960, for
Authority to Discontinue the Provision of Service Pursuant to Section 63.71 of the
Commission's Rules, 47 C.F.R. § 63.71

Dear Ms. Dortch:

Pursuant to 47 C.F.R. § 63.71, D&E is filing the above-referenced application to
discontinue D&E Jazzd Phone service, which is an interconnected voice over Internet Protocol
service. Copies of the application are being served on the Governor and Public Utility
Commission of Pennsylvania as well as the Secretary of Defense, Special Assistant for
Telecommunications, by U.S. mail on December 3, 2009 as required by the Commission's rules.

If you have any questions or need additional information, please do not hesitate to contact
me.

Sincerely,



Jeanne Shearer

cc: Rodney McDonald, Wireline Competition Bureau ✓
Secretary of Defense, Special Assistant for Telecommunications
Office of Governor
Pennsylvania Public Utility Commission

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)
)
Section 63.71 Application of)
)
D & E Networks, Inc.)
For Authority Pursuant to Section 63.71 of the)
Commission's Rules, 47 C.F.R. § 63.17.)
To Discontinue the Provision of Service)

2009 DEC -8 P 6: 54

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FILED/ACCEPTED

DEC 11 2009

Federal Communications Commission
Office of the Secretary

**SECTION 63.71 APPLICATION OF
D&E NETWORKS, INC.**

D&E Networks, Inc. ("D&E")* requests authority under Section 63.71 of the Commission's rules, 47 C.F.R. §63.71, to discontinue an interconnected voice over Internet Protocol (VoIP) service, known as D&E Jazzd Phone. As required by Section 63.71(a) and (b) of the Commission's rules, D&E provides the following information in support of its discontinuance request:

Name and Address of Carrier (47 C.F.R. §§ 63.71(a)(1), (b)(2)):

D&E Networks, Inc., 4001 Rodney Parham Road, Little Rock, AR 72212

Date of Planned Service Discontinuance (47 C.F.R. §§ 63.71(a)(2), (b)(2)):

D&E intends to begin discontinuing service to customers on or after January 29, 2010, subject to Commission authorization to discontinue the service pursuant to 47 C.F.R. § 63.71(c).

* D&E Communications, Inc. (the ultimate parent company of D&E Networks) and its subsidiaries were acquired by Windstream Corporation on November 10, 2009. Prior D&E customers already received joint communications from Windstream entities and D&E entities notifying them of these corporate changes.

Points of Geographic Areas of Service Affected (47 C.F.R. §§ 63.71(a)(3), b(2)):

D&E will discontinue Jazzd Phone service in Pennsylvania.

Brief Description of Type of Service Affected (47 C.F.R. §§ 63.71(a)(3), b(2)):

D&E Jazzd Phone service is an interconnected VoIP service. See 47 C.F.R. § 9.3 (defining interconnected VoIP service). The discontinuance of D&E Jazzd Phone service does not adversely affect the public convenience and necessity because existing customers have a wide range of alternative voice services from other providers from which to choose, including other non-facilities-based VoIP services available over the other providers' existing broadband connections, and, depending on their location, traditional wireline voice services, facilities-based VoIP services (e.g., cable or telco VoIP), and wireless voice services.

Brief Description of the Dates and Methods of Notice to All Affected Customers (47 C.F.R. § 63.71(b)(3)):

D&E notified its customers by letter sent via US Mail on December 3, 2009. Copies of the customer notification are appended hereto as Attachment A (mailed to customers to whom D&E currently provides the Jazzd Phone service).

Copies of this Application are being sent, first class U.S. Mail, to the Pennsylvania Public Utility Commission and Governor and also to the Special Assistant for Telecommunications to the Secretary of Defense, as required by Section 63.71(a) of the Commission's rules.

Regulatory Classification of Carrier (47 C.F.R. § 63.71(b)(4)):

In its provision of Jazzd Phone service, D&E is considered a provider of interconnected VoIP service and, consistent with the Commission's *VoIP Discontinuance Order*, is subject to the discontinuance requirements applicable to non-dominant carriers.

Questions about this application may be addressed to Jeanne Shearer, Windstream D&E, VP, State Government Affairs, 124 E. Main Street, P.O. Box 458, Ephrata, PA 17522-0458, phone number 717-738-8169.

Conclusion:

The public convenience and necessity will not be adversely affected by the discontinuance of D&E Jazzd Phone service because there are alternative service arrangements available to existing customers. D&E respectfully requests that the Commission approve its Section 63.71 Application to discontinue D&E Jazzd Phone service.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jeanne Shearer". The signature is fluid and cursive, with the first name "Jeanne" written in a larger, more prominent script than the last name "Shearer".

Jeanne Shearer, VP, State Government Affairs

December 3, 2009

Attachment A

December 3, 2009

Sample A. Sample
Apt. 123
1234 Any Street
Any Town, NM 12345-1234

RE: Your Windstream D&E Networks, Inc. Jazzd Phone service - account number []

Dear [Customer Name],

This letter serves as notice to you that Windstream D&E Jazzd Phone service, provided by Windstream D&E Networks, Inc. ("Windstream D&E") is being discontinued. You will need to take action to transfer your service to a new service provider. All Windstream D&E Jazzd Phone services in Pennsylvania will be discontinued on or after January 29, 2010. You should take action to make alternative arrangements for your voice communications to avoid possible loss of your service, including the ability to reach 911 emergency services for all lines on this account. We understand that this type of change is difficult, and we apologize for any inconvenience this change may cause.

Important notes about moving your service to another service provider:

- Windstream D&E's Jazzd Phone service will be discontinued on or after January 29, 2010.
- You must place your order for new service to service provider by January 8, 2010 to ensure sufficient time for activation of your new service, including the transfer of your Windstream D&E Jazzd Phone number to your new service.
- Windstream D&E Jazzd Phone billing will stop the day your number is moved to your new service. Please allow up to 3 billing cycles for all final charges, credits, and payments to post to your credit card.

What Do I Need to Do Now? Please take a minute to review the following information, which will help you transition to a new voice communications service:

- 1) To move your Windstream D&E Jazzd Phone number to a new service provider:
 - Contact your alternate service provider to place your order. Once they accept your order for service they will contact Windstream D&E Jazzd Phone service representatives to move your Windstream D&E Jazzd Phone number to your new service. You do not need to personally contact Windstream D&E Jazzd Phone service representatives regarding the move.
- 2) To disconnect your Windstream D&E Jazzd Phone service and telephone number(s) before the automatic disconnect date on January 29, 2010:
 - 877-433-8632 and request a disconnect order. Your disconnect request will be effective within 5 business days of your request. You will be billed up to the disconnect date.
 - Please allow up to 3 billing cycles for all final charges, credits, and payments to post to your credit card.

FCC Required Notice:

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the Sec. 63.71 Application of Windstream D&E Networks, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

On behalf of Windstream D&E, the Windstream D&E Jazzd Phone service team wants to thank you for the opportunity to be your voice communications service provider, and we sincerely hope to continue serving your other communications needs. For more information call a Windstream D&E Consumer Services representative at 877-433-8632.

Sincerely,

D&E/Windstream Consumer Services

Windstream D&E Networks, Inc.
Attn: D & E Jazzd Phone
4001 Rodney Parham Road
Little Rock, AR 72212

CERTIFICATE OF SERVICE

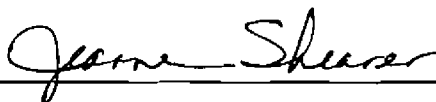
I, Jeanne Shearer, certify that I have on this 3rd day of December, 2009, served a copy of the foregoing Section 63.71 Application of D & E Networks, Inc., by U.S. Mail postage prepaid to the following:

Secretary of Defense
Attn: Special Asst. for Telecommunications
Pentagon
Washington, DC 20301

Rodney McDonald
Wireline Competition Bureau
445 12th Street, SW
Washington, DC 20554

Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Governor Edward G. Rendell's Office
225 Main Capitol Building
Harrisburg, PA 17120



Print Name: JEANNE SHEARER